

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Attorney Docket Number HYJ001US **DECLARATION FOR UTILITY OR** Kia Silverbrook First Named Inventor **DESIGN PATENT APPLICATION** COMPLETE IF KNOWN (37 CFR 1.63) Application Number 10 /815,636 Filing Date April 2, 2004 ☑ Declaration □ Declaration OR 2614 Submitted Submitted after Initial **Group Art Unit** Filing (surcharge (37 CFR 1.16 (e)) with Initial Filing **Examiner Name** required)

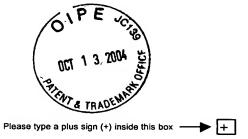
As a below named inve	ntor, I hereby deciare that:			· .				
My residence, post office address, and citizenship are as stated below next to my name.								
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural								
names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:								
	Sensing Device 1	or Coded Data						
the specification of which is attached hereto	· (III	le of the Invention)		-				
OR was filed on (MM/DD/YYYY) as United States Application Number or PCT International								
Application Number and was amended on (MM/DD/YYYY) (if applicable).								
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.								
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.								
The state of the s								
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.								
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached YES NO	?			
2003900746	Australia	Feb 17, 2003						
*Certified copies of above pri USSN 10/778,056 filed on Fe	ority documents are not attached bruary 17, 2004	us this is a Continuation-in-Part						
Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:								
	under 35 U.S.C. 119(e) of an							
Application Number	(s) Filing Date	e (MM/DD/YYYY)						
			numbe supple	onal provisional application ors are listed on a mental priority data sheet B/02B attached hereto.				

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CL ADATION

DE	JLA	ARATION — Utility or				υe	sıg	n Pate	ent	Ap	oncatio	on	
United States information wh	or PCT Ir nich is ma	ofit under 35 U.S ca, listed below nternational appl aterial to patenta international fili	lication ir ability as	n the m define	anner p d in 37	rovided by t CFR 1.56 v	he first	t paragra	aph of 35 U.S.	C. 112,	l ackno	wiedge the dut	y to disclose
U.	.S. Par	ent Applicat		PCT	Parer	ıt			iling Date		Pare	ent Patent I	
		Num	<u>ber</u>				(MM/DI	D/YYYY)	+		(if applica	ole)
			 										
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Additional registered practitioner(s) named on supplemental Registered F					d Prac	titioner I	nformation sh	eet PTO	/SB/02	C attached here	eto.		
Direct all correspondence to: X Customer Number or Bar Code Label 2401				11		OR	□ c	orresp	ondence add	ress below			
Name	Name Kia Silverbrook												
Address Silverbrook Research Pty Ltd													
Address	ddress 393 Darling Street									·			
City	Balm	ain					s	tate	NSW	ZIP	204	1	
Country	Aust	ralia		T	elepho	ne 61-2	-981	8-663	3	Fax	61-	2 - 9555-77	62
I hereby declare that all statements made herein of my own knowledge believed to be true; and further that these statements were made with t punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and application or any patent issued thereon.				he kno	owledge	that willful fa	ise state	ements	and the like s	o made are			
Name of Sole or First Inventor:			A petition has been filed for this unsigned inventor										
Given Name (first and middle [if any])			Family Name or Surname										
	KIA								SILV	ERBF	ROOK	(
Inventor's Signature		U	W	·								Date	September 23, 2004
Residence: (City	Balmain			State	NSW	c	ountry	Australi	ia		Citizenship	Australian
Post Office A	ddress	393 Darlin	ng Stre	eet				-					
Post Office A	ddress												
City		Balmain	State	NS	W	ZIP	2	041		Cou	ntry	Australi	а
Additional	invento	rs are being n	amed o	n the	SI	innlement:	al Add	litional	Inventor(s)	sheet/s	PTO/	SB/02A attac	hed hereto



HYJ001US

PTO/SB/02A (11-00)

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DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1__ of ___ 3

Name of Additional Joint Inventor, if an	ıy:		A petition has been fil	ed for t	his unsigned inventor		
Given Name (first and middle [if any])		Family Na	me or S	urname		
PAUL			LAPST	UN			
Inventor's Signature	((September 23, Date 2004		
Residence: City Balmain	State NS	w	Country Australia		Citizenship Norwegian		
Mailing Address 393 Darling Street							
Mailing Address							
City Balmain	State NSW	,	ZIP 2041	Countr	y_Australia		
Name of Additional Joint Inventor, if an	y:		A petition has been file	d for thi	s unsigned inventor		
Given Name (first and middle [if any])	\Box	Family Nar	ne or S	umame			
PETER CHARLES BOYD			HENDERS	SON	-		
Inventor's Petro Herder	20			- <u>-</u>	September 23, _{Date} 2004		
Residence: City Balmain	Country Australia		Citizenship Australian				
Mailing Address 393 Darling Street							
Mailing Address	- · · · · · · · · · · · · · · · · · · ·						
City Balmain	State NSW		ZIP 2041	Cou	ntry Australia		
Name of Additional Joint Inventor, if any:							
Given Name (first and middle [if any])	Family Name or Surname						
ALIREZA		MOINI					
Inventor's AR Municipal Signature					September 23, Date 2004		
Residence: City Balmain	State NSW		Country Australia		Citizenship Australian		
Mailing Address 393 Darling Street			<u></u>	<u></u>			
Mailing Address							
City Relmain	Ctoto NCW						

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ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 2 of 3

Name of Additional Joint Inventor, if ar	A petition has been filed for this unsigned inventor							
Given Name (first and middle [if any])			Family Name or Surname					
ZHENYA ALEXANDER			YOURLO					
Inventor's Signature					September 23, Date 2004			
Residence: City Balmain	State NSW		Country Australia		Citizenship _{Australian}			
Mailing Address 393 Darling Street								
Mailing Address								
City Balmain	State NSW		ZIP 2041	Countr	y Australia			
Name of Additional Joint Inventor, if an	ıy:		A petition has been filed	d for thi	s unsigned inventor			
Given Name (first and middle [if any])			Family Nar	ne or S	urname			
MATTHEW JOHN			UNDERWOO	D				
Inventor's Signature				September 23, Date 2004				
Residence: City Balmain	State NSW	Country Australia Citiz			Citizenship Australian			
Mailing Address 393 Darling Street								
Mailing Address								
City Balmain	State NSW		ZIP 2041	Cour	ntry Australia			
Name of Additional Joint Inventor, if ar	ıy:		A petition has been filed	for this	unsigned inventor			
Given Name (first and middle [if any])			Family Name or Sumame					
NICHOLAS DAMON			RIDLEY					
Inventor's Midley			September Date 2004					
Residence: City Balmain	State NSW		Country Australia	7	Citizenship Australian			
Mailing Address 393 Darling Street								
Mailing Address								
City Balmain	State NSW		ZIP 2041	Co	untry Australia			

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ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3_ of 3_

Name of Additional Joint Inventor, if a	ny:			A petition has been file	ed for t	his unsigned inventor		
Given Name (first and middle [if any])				Family Name or Surname				
JAN				RUSMAN				
Inventor's Signature		_				September 23, Date 2004		
Residence: City Balmain	Stat	te NSW		Country Australia		Citizenship Australian		
Mailing Address 393 Darling Street	,, ,							
Mailing Address	,	,						
City Balmain	Staf	te NSW		ZIP 2041	Counti	y Australia		
Name of Additional Joint Inventor, if ar	ıy:			A petition has been filed	for th	is unsigned inventor		
Given Name (first and middle [if any])			Family Name or Surname			urname		
·								
Inventor's Signature Date								
Residence: City State Country Citizenship								
Mailing Address								
Mailing Address								
City	Sta	ite		ZIP	Cou	ntry		
Name of Additional Joint Inventor, if any:						unsigned inventor		
Given Name (first and middle [if any])			Family Name or Surname					
Inventor's Signature Date						Date		
						Citizenship		
Mailing Address								
Mailing Address								
City	State	-		ZIP	Co	ountry		



Commonwealth of Australia Statutory Declarations Act 1959

STATUTORY DECLARATION

In the Matter of US Patent Application No. 10/815,636 in the name of Kia Silverbrook, et al

I LEONIE FRANCES NEWS of 393 Darling Street, Balmain, New South Wales, 2041, Australia do solemnly and sincerely declare as follows:

- 1. I am the Patent Administrator of Silverbrook Research Pty Ltd and have held this position since 1 September 1999.
- 2. I have responsibility for preparing and filing papers in relation to patent applications submitted to the USPTO for Kia Silverbrook, Paul Lapstun, Peter Charles Boyd Henderson, Alireza Moini, Zhenya Alexander Yourlo, Matthew John Underwood, Nicholas Damon Ridley, Jan Rusman and Silverbrook Research Pty Ltd, including US Patent Application No. 10/815,636 (Docket No. HYJ001) ("The Patent Application").
- 3. A filing receipt was received on *The Patent Application* stating: "This application is a CIP of 10/309,358 12/04/2002 and is a CIP of 10/409,864 04/09/2003"
- 4. Upon receiving the filing receipt, I checked my file to confirm that the details in the filing receipt were in accordance with my file records.
- 5. My file records showed that the domestic priority details as shown on the filing receipt were not in agreement.
- 6. My file records as received from our in-house Patent Attorney, Dr Awdah Arraf, showed that the domestic priority claim for *The Patent Application* were US CIP application nos. 10/778,056 (Docket No. NPS047), 10/409864 (Docket No. NPT019), 10/309358 (Docket No. NPT020) and 10/786631 (Docket No. NPT037). While the other two applications referred to as NIR002/NIR005 correspond to foreign priority documents *Australia 2003901617 04/07/2003* and *Australia 2003901795 04/15/2003* as shown on the filing receipt.
- 7. Exhibit LFN-1 shows a copy of the sheet containing the priority details for a series of applications including *The Patent Application* which is shown shaded in grey.

- 8. Exhibit LFN-2 shows a print out of an email copy from Dr Awdah Arraf to myself on 30 March 2004 at 10:12am including an attachment named HYG_HYJ_HYD_Inventors_List_Leonie.xls.
- 9. At the time of filling in the Declaration form, I inadvertently completed the form incorrectly and did not list 10/778,058 (Docket No. NPS047US) as the first parent application for *The Patent Application*, rather only 10/409864 (Docket No. NPT019) and 10/309358 (Docket No. NPT020) were entered on the form.
- 10. Exhibit LFN-3 shows the original Declaration form for The Patent Application.
- 11. At all times, it was the co-applicants' intention to claim CIP status from 10/778,056 (Docket No. NPS047). The clerical error discussed above directly resulted in the incorrect CIP details appearing on the Declaration form despite the co-applicants' clear intentions otherwise.

And I make this solemn declaration aware of the penalties for false declarations under section 11 of the Statutory Declarations Act 1959 (Cwth of Australia).

Declared at Sydney BANNAIN This 27 day of September 2004	Loca	an Court
This 27 day of September 2004)	
by Leonie Frances News)	Leonie Frances News
Before me:)	Justice of the Peace
		Minh Van Nguyen JP Reg. No. 200100993
		27/9/04

Reference	Inventors	Priority Details	Titles
HYG001	KS/PL	NIR002/NIR005	Obtaining product item assistance
HYG002	KS/PL	NIR002/NIR005	Product item status
HYG003	KS/PL	NIR002/NIR005	Product identity data
HYG004	PL/KS	NIR002/NIR005	Symmetric data tags
HYG005	KS/PL	NIR002/NIR005	Orientation determination
HYG006	KS/PL	NIR002/NIR005	Automatic packaging system
HYG007	KS/PL	NIR002/NIR005	Robotic assembly
HYG008	KS/PL	NIR002/NIR005	Face determination
HYG009	KS/PL	NIR002/NIR005	Communication facilitation
HYG010	KS/PL	NIR002/NIR005	Combined sensing device
HYG011	KS/PL	NIR002/NIR005	Facilitating user interaction
HYG012	KS/PL	NIR002/NIR005	Shopping receptacle with in-built scanner
HYG013	KS/PL	NIR002/NIR005	Shopping receptable with in-built user interface
HYG014	KS/PL	NIR002/NIR005	Shopping receptacle with in-built scales
HYG015	KS/PL	NIR002/NIR005	A card for facilitating user interaction
HYG016	PL/KS	NIR002/NIR005	Printing coded data
		CIP from	
DV 1004	KS/PL/PH/AM/ZY/	NPS047,NPT019,NPT020,NPT037 and	
1000111	MU/NR/JR	NIR002/NIR005 as additional priority	Serising device for coded data
		docs	
HY 1002	KS/PL/JR/PH/AM/Z	~	Scanning device for coded data
	Y/MU/NR	NIR002/NIR005 as additional priority docs	
HYD001	AD/KS/PL/JL	NIR002/NIR005	Location based promotions

Leonie News

From: To:

"Awdah Arraf" <awdah.arraf@silverbrookresearch.com>
"Leonie News" <leonie.news@silverbrookresearch.com>
Tuesday, March 30, 2004 10:12 AM
HYG_HYJ_HYD_Inventor_List_Leonie.xls
(no subject)

Sent:

Attach:

Subject:

OR

☑ Declaration

Submitted

with Initial Filing

DECLARATION FOR UTILITY OR

DESIGN PATENT APPLICATION

(37 CFR 1.63)

☐ Declaration

required)

Filing (surcharge (37 CFR 1.16 (e))

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Attorney Docket Number HYJ001US Kia Silverbrook First Named Inventor COMPLETE IF KNOWN **Application Number** Filing Date Submitted after Initial Group Art Unit **Examiner Name**

As a below named inve	ntor, I hereby declare that:						
My residence, post office	address, and citizenship are	as stated below next to m	y name.				
I believe I am the original names are listed below) of	l, first and sole inventor (if onl of the subject matter which is	ly one name is listed below claimed and for which a p	r) or an original, f atent is sought or	irst and joint inver	ntor (if plural titled:		
Sensing D	Device for Coded Da	ata					
the specification of whice is attached hereto	(110	le of the Invention)					
was filed on (MM/DD/YYYY) as United States Application Number or PCT Internation							
Application Number	and w	ras amended on (MM/DD/	m		(if applicable).		
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.							
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.							
Certificate, or 365(a) of any America, listed below and h	rity benefits under 35 U.S.C. y PCT international application ave also identified below, by application having a filing date	on which designated at le checking the box, any for	ast one country sign application fo	other than the U or patent or inven	nited States of		
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Co YES	py Attached?		
2002952259 2003900746 P02912 PQ3632 2003900983 *Certified copies of above priori USSN 10/309,358 filed Dec 4, 2	Australia Australia Australia Australia Australia y documents are not attached as 1022 and 10/409.864 filed Apr 9. 2	Oct 25, 2002 Feb 17, 2003 Sept 17, 1999 Oct 25, 1999 Mar 4, 2003 his is a Continuation-in-Part of 003	0000	مممم	N N		
Additional foreign applic	ation numbers are listed on a	supplemental priority data	sheet PTO/SB/0	02B attached here	eto:		
I hereby claim the benefit	under 35 U.S.C. 119(e) of an	y United States provisiona	l application(s) lis	sted below.			
Application Number	r(s) Filing Date	e (MM/DD/YYYY)	numbe supple	onal provisiona ers are listed or emental priority SB/02B attache	n a data sheet		

Docket No: HYJ001US

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DECLARATION – Supplemental Priority Data Sheet

Foreign applications:				
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
2003901617	Australia	April 7, 2003		
2003901795	Australia	April 15, 2003		

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Docket No.: HYJ001US

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Additional inventors are being named on the

PTO/SB/01 (12-97)
s sign (+) Inside this box + + Approved for use through 9/30/00. OMB 0651-0032 Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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DECLARATION — Utility or Design Patent Application I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, Ilsted below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application. **U.S. Parent Application or PCT Parent Parent Patent Number Parent Filing Date** Number (MM/DD/YYYY) (if applicable) Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. As a named Inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Pater and Trademark Office connected therewith: Customer Number Place Customer OR Registered practitioner(s) name/registration number listed below Number Bar Code Label here Registration Registration Name Name Number Number Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto. Direct all correspondence to: X Customer Number OR Correspondence address below 24011 or Bar Code Label Kia Silverbrook Name Silverbrook Research Pty Ltd Address 393 Darling Street Address 2041 Balmain NSW City State Telephone 61-2-9818-6633 Country Australia Fax 61-2-9555-7762 I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. A petition has been filed for this unsigned inventor Name of Sole or First Inventor: Given Name (first and middle [if any]) Family Name or Surname **SILVERBROOK** KIA March 30. Inventor's 2004 Signature Balmain NSW Australian Residence: City Australia Country Citizenshir 393 Darling Street **Post Office Address** Post Office Address Balmain NSW 2041 Australia Country ZIP

supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

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ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 1 of 3

Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor					this unsigned inventor	
Given Name (first and middle [if ar	יען)		Far	nily Name or	Sumame	
PAUL				APSTUN		
Inventor's Signature	el-				Date March 30, 2004	
Residence: City Balmain	State	NSW	Country Austra	alia	Citizenship Norwegian	
Mailing Address 393 Darling Street						
Mailing Address .						
City Balmain	State	wsw	ZIP 2041	Count	ry Australia	
Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor					is unsigned Inventor	
Given Name (first and middle [if an	Given Name (first and middle [if any])			Family Name or Surname		
PETER CHARLES BOYD HENDERSON						
Inventor's Signature Petrolesses Date March 30, 2004						
Residence: City Balmain	State	NSW	Country Austra	lia	Citizenship Australian	
Mailing Address 393 Darling Street						
Mailing Address						
City Balmain	State NSW		ZIP 2041	Cou	ntry Australia	
Name of Additional Joint Inventor, if a	ny:		A petition has bee	n filed for this	unsigned inventor	
Given Name (first and middle [if any	Name (first and middle [if any]) Family			amily Name o	Name or Sumame	
ALIREZA	ALIREZA MOINI					
Inventor's AR Murica Date March 30, 2004						
Residence: City Balmain	State NSW		Country Australia		CitizenshipAustralian	
Mailing Address 393 Darling Street						
Malling Address						
City Balmain	State NS	W	ZIP 2041	Co	untry Australia	

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Given Name (first and middle [if any])			Family Name or Sumame				
ZHENYA ALEXANDER			YOURLO				
Inventor's Signature		 -		Date March 30, 2004			
Residence: City Balmain	State NSW		Country Australia		Citizenship Australian		
Mailing Address 393 Darling Street	·						
Mailing Address							
City Balmain	State NSW		ZIP 2041	Count	y Australia		
Name of Additional Joint Inventor, if ar	Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])	\Box	Family Name or Surname				
MATTHEW JOHN UNDERWOOD							
Inventor's Signature					Date March 30, 2004		
Residence: City Balmain	State NSW		Country Australia		Citizenship Australian		
Mailing Address 393 Darling Street							
Mailing Address							
City Balmain	State NSW		ZIP 2041	Cou	ntry Australia		
	Name of Additional Joint Inventor, if any:			☐ A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])			Family Name or Surname				
NICHOLAS DAMON	NICHOLAS DAMON			RIDLEY			
Inventor's Signature Date March 30, 200					Date March 30, 2004		
Residence: City Balmain	State NSW		Country Australia		CitizenshipAustralian		
Mailing Address 393 Darling Street							
Mailing Address							
City Balmain	State NSW		71P 2044	Co.			

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Given Name (first and middle [if any])			Family Name or Surname			
JAN			RUSMAN			
Inventor's Signature					Date March 30, 2004	
Residence: City Balmain	State NSW		Country Australia		Citizenship Australian	
Mailing Address 393 Darling Street						
Mailing Address						
City Balmain	State NSW		ZIP 2041 C	ountr	y Australia	
Name of Additional Joint Inventor, if any:					s unsigned inventor	
Given Name (first and middle [if anyj)			Family Name or Surname			
Inventor' s Signature					Date	
Residence: City	State		Country		Citizenship	
Malling Address						
Mailing Address						
City	State		ZIP	Cour	ntry	
Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor						
. Given Name (first and middle [if any])		Family Name or Surname				
Inventor's Signature Date						
Residence: City	State		Country		Citizenship	
Mailing Address						
Mailing Address						
City	State	***	ZIP	Col	untry	